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FAX TO : Kenya A. McLaughlin

Office of Petition

Fax: (703) 872-9306

FROM : Winston Hsu, PATENT AGENT, REG. NO. : 41,526

SERIAL NO. : 09/836,258

ATTORNEY DOCKET NO.: NAUP0280USA

**SUBJECT: PETITION FOR REVIVAL OF AN APPLICATION FOR
PATENT ABANDONED UNINTENTIONALLY UNDER
37 CFR 1.137(b)**

TOTAL PAGES: 11 PAGES (INCLUDING COVER PAGE)

Winston Hsu DEC 28 2004

PTO/SB/97 (09-04)

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(1) Transmittal Form	1 PAGE
(2) Petition for Revival of An Application for Patent Abandonment Unintentionally Under 37 CFR 1.137(b)	2 PAGES
(3) Statement	2 PAGES
(4) A copy of two checks, Issue Fee and Publication Fee Transmittal Form, and Maintenance Fee Transmittal Form	3 PAGES
(5) A copy of File History record showed on PAIR system	1 PAGE

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/836,258	
	Filing Date	2001/04/18	
	First Named Inventor	YI-FAN CHEN	
	Art Unit	2818	
	Examiner Name	HUYNH, ANDY	
Total Number of Pages in This Submission	10	Attorney Docket Number	NAUP0280USA

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. An Copy of two checks 2. An copy of Fee(s) Transmittal Form & An Copy of Maintenance Fee Transmittal Form 3. A copy of File History record showed on PAIR's system
Remarks Petition for Revival of An Application for Patent Abandonment Unintentionally Under 37 CFR 1.137(b)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	North America Intellectual Property Corporation		
Signature	<i>Winston Hsu</i>		
Printed name	Winston Hsu		
Date	DEC 28 2004	Reg. No.	41,526

CERTIFICATE OF TRANSMISSION/MAILING			
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

NAUP0280USA

First named inventor: Yi-Fan Chen al.

Application No.: 09/836,258

Art Unit: 2818

Filed: 04/18/2001

Examiner: HUYNH, ANDY

Title: BYPASS CIRCUIT FOR REDUCING PLASMA DAMAGE

Attention: Office of Petitions
Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
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 FAX (703) 872-9306

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NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity -- fee \$ 1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

- ☐ has been filed previously on _____.
- ☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1,580.00

- ☒ has been paid previously on 2002/11/25.
- ☐ is enclosed herewith.

(Page 1 of 2)

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/64 (09-04)

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3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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Winston Hsu
Signature

DEC 28 2004
Date

Winston Hsu
Typed or printed name

41,526
Registration Number, if applicable

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Address

Voice Mail: 302-729-1562
Telephone Number

Merrifield, VA 22116 U.S.A.
Address

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

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[Page 2 of 2]

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED
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Applicants: Yi-Fan Chen al.
Examiner: HUYNH, ANDY
Filing Date: 04/18/2001 **Art Unit:** 2818
App. No.: 09/836,258 **Docket No.:** NAUP0280USA

Title: BYPASS CIRCUITS FOR REDUCING PLASMA DAMAGE

To: Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Subject: Petition to Revive an Abandoned Application Under 37 CFR §1.137(b)

Dear Sir/Madam:

This is a petition under 37 CFR 1.137(b) to revive the above-identified application, which had become abandoned on 12/26/2002 for failure to timely pay the issue fee.

The Notice of Allowance set a statutory period for reply of three months from its mailing date of 08/13/2002. The applicant didn't notice that this statutory period cannot be extended and paid the issue fee, publication fee with the late payment surcharge on 11/25/2002. And the checks had been honored by USPTO. As mentioned in the petition decision on 12/09/2004, the payment was untimely and result in abandonment of the application. The Notice of Abandonment was once received by a resigned assistant of mine, but she didn't present it to me at that time. I was unaware of this fact until I retrieved the PAIR system recently and discovered the application was abandoned. As a result, the entire delay in filing this petition is unintentional.

Due to the facts presented above, the applicant hereby submits this petition under

37 CFR 1.137 (b) to revive the above-identified application. The petition fee set forth in 37 CFR 1.17 (m) and the form PTO/SB/64 are enclosed.

Respectfully submitted,



Date: DEC 28 2004

Winston Hsu, Patent Agent No. 41,526

P.O. BOX 506, Merrifield, VA 22116, U.S.A.

Voice Mail: 302-729-1562

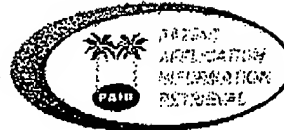
Facsimile: 806-498-6673

e-mail: winstonhsu@naipo.com

(Please contact me by voice mail if you need a telephone communication.)



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Search results as of: 9-9-2004; 4:21:52 E.T.

Search results for application number: 09/836,258			
Application Number:	09/836,258	Customer Number:	27765
Filing or 371(c) Date:	04-18-2001	Status:	Abandoned – Failure to Pay Issue Fee
Application Type:	Utility	Status Date:	12-26-2002
Examiner Name:	HUYNH, ANDY	Location:	FILE REPOSITORY (FRANCONIA)
Group Art Unit:	2818	Location Date:	08-17-2004
Confirmation Number:	6073	Earliest Publication No:	US 2002-0153593 A1
Attorney Docket Number:	NAUP0280USA	Earliest Publication Date:	10-24-2002
Class/ Sub-Class:	257/356	Patent Number:	-
First Named Inventor:	Yi-Fan Chen, Tai-Chung City, (TW)	Issue Date of Patent:	-
Title Of Invention:	BYPASS CIRCUITS FOR REDUCING PLASMA DAMAGE		

Search Options

<input type="checkbox"/> Assignments
<input type="checkbox"/> Continuity Data
<input type="checkbox"/> Patent Term Adjustment History

File History	
Date	Contents Description
10-09-2003	Record Petition Decision of Granted Related to Attorney
08-18-2003	Petition Entered
12-26-2002	Mail Abandonment for Failure to Pay Issue Fee
12-26-2002	Abandonment for Failure to Pay Issue Fee
04-18-2001	Workflow - Drawings Finished
04-18-2001	Workflow - Drawings Matched with File at Contractor
04-18-2001	Workflow - Drawings Finished
04-18-2001	Workflow - Drawings Matched with File at Contractor
11-26-2002	Issue Fee Payment Recorded
09-06-2002	Receipt into Pubs
08-16-2002	Workflow - File Sent to Contractor
08-16-2002	Receipt into Pubs
08-15-2002	Dispatch to Publications
08-13-2002	Mail Notice of Allowance
08-12-2002	Notice of Allowance Data Verification Completed
08-12-2002	Case Docketed to Examiner in GAU

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Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE
 Commissioner for Patents
 Washington, D.C. 20231
Fax (703)746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legally mark-up with any corrections of the BLOCK 1)
 27765 7590 08/13/2002

NAIPO (NORTH AMERICA INTERNATIONAL PATENT
 OFFICE)
 P.O. BOX 506
 MERRIFIELD, VA 22116

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

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 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

AI	APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
	836,258	04/18/2001	Yi-Fan Chen	NAUP0280USA	6073

TITLE OF INVENTION: BYPASS CIRCUITS FOR REDUCING PLASMA DAMAGE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1380	\$380	\$1580	11/13/2002
EXAMINER	ART UNIT	CLASS-SUBCLASS			
HUYNH, ANDY	2818	257-356000			

Change of correspondence address or indication of "Fee Address" (37 C.F.R. 1.363).

1 Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

1 "Fee Address" indication (or "Fee Address" Indication form TO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Winston Hsu
 2 _____
 3 _____

SIGNATURE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE (B) RESIDENCE: (CITY AND STATE OR COUNTRY)

UNITED MICROELECTRONICS CORP.

No.3, Li-Hsin Road 2, Science-Based Industrial Park, Hsin-Chu, Taiwan, R.O.C.

Check the appropriate assignee category or categories (will not be printed on the patent) ☒ individual ☐ corporation or other private group entity ☐ government

The following fee(s) are enclosed:

4b. Payment of Fee(s):

Issue Fee

☐ A check in the amount of the fee(s) is enclosed.

Publication Fee

☐ Payment by credit card. Form PTO-2038 is attached.

Advance Order - # of Copies _____

☐ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

The Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

Authorized Signature)

(Date)

Winston Hsu 11/25/2002
 E. The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

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Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

1. ☐ A check for the amount of \$_____ for the full payment of the maintenance fee(s) and any necessary surcharge on the following patents is enclosed.

2. ☒ The Commissioner is hereby authorized to charge \$_____ to cover the payment of the fee(s) indicated below to Deposit Account No. _____

3. ☒ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0801

✓ ☐ Payment by credit card. Form PTO-2038 is attached.

*Information required by 37 CFR 1.366(c) (columns 1 & 4). Information requested under 37 CFR 1.366(d) (columns 2, 3, 5, & 6)

1	Patent Number*	Maintenance Fee Amount (37 CFR 1.20 (e)-(g))	Surcharge Amount (37 CFR 1.20 (h)-(i))	U.S. Application Number (06/555,555)	Payment Year			Small Entity?
					3.5 yrs	7.5 yrs	11.5 yrs	
1			\$130.00	09/836,258				NO
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3								
4								
5								
6								
Subtotals Columns 2 & 3								
Total Payment								

☐ _____ additional sheets attached for listing additional patents.

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Respectfully submitted***:

Customer's name: Winston Hsu

Telephone: +886-2-8923-7350#100

Fax: +886-2-8923-7390

Customer's Signature: *Winston Hsu* 11/25/2002

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*Payment of small entity fee is appropriate if small entity status still exists, see 37 CFR 1.27(g). To establish small entity status or to change status from small to large entity, note the requirements of 37 CFR 1.27 and 1.33(b).

*WHERE MAINTENANCE FEE PAYMENTS ARE TO BE MADE BY AUTHORIZATION TO CHARGE A DEPOSIT ACCOUNT, BOTH CUSTOMER'S NAME AND SIGNATURE ARE REQUIRED.

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PAGE 10/11 * RCVD AT 12/28/2004 12:59:41 AM [Eastern Standard Time] * SVR:USPTO-EFXXF-1/0 * DNIS:8729306 * CSID:8064986673 * DURATION (mm-ss):03-56



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